

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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JASON ALTHEIDE,

Plaintiff,

v.

STATE OF NEVADA ex rel. Department of
Corrections, et al.,

Defendants.

Case No. 2:24-cv-01526-CDS-EJY

ORDER

On August 19, 2024, Plaintiff submitted a Civil Rights Complaint. ECF No. 1-1. Plaintiff neither paid the \$405 filing fee nor filed an application to proceed *in forma pauperis* (“IFP”), one of which is necessary to commence a civil action.

Plaintiff must pay the filing fee or complete an application to proceed *in forma pauperis*. To proceed *in forma pauperis*, that is, without **prepaying** the filing fee, Plaintiff must comply with 28 U.S.C. § 1915(a) and Local Rule LSR 1-2. This requires Plaintiff to submit **three** required documents to the Court including: (1) a completed **Application to Proceed in Forma Pauperis for Inmate**, on this Court’s approved form (*i.e.* pages 1 through 3 with the inmate’s two signatures on page 3), (2) a **Financial Certificate** properly signed by both the inmate and a prison or jail official (*i.e.* page 4 of this Court’s approved form), and (3) a copy of the **inmate’s prison or jail trust fund account statement for the previous six-month period**.

Accordingly, IT IS HEREBY ORDERED that no later than **October 28, 2024**, Plaintiff must either pay the \$405 filing fee for a civil action or file with the Court: (1) a complete **Application to Proceed in Forma Pauperis for Inmate** on the Court’s approved form; (2) a **Financial Certificate** properly signed by both the inmate and a prison or jail official; and (3) a copy of the **inmate’s prison or jail trust fund account statement for the previous six-month period**.

IT IS FURTHER ORDERED that the Clerk of the Court **must** send to Plaintiff (1) the application to proceed *in forma pauperis* for inmates, and (2) instructions for completing this form.

1 IT IS FURTHER ORDERED that failure to pay the \$405 filing fee or file a complete
2 application to proceed *in forma pauperis* on or before **October 28, 2024**, will result in a
3 recommendation to dismiss this action **without prejudice**. A dismissal without prejudice allows
4 Plaintiff to file his case with the Court, under a new case number, when he is able to comply with
5 LSR 2-1 and file a complete application to proceed *in forma pauperis* or pay the required filing fee.

6 Dated this 26th day of August, 2024.

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9 ELAYNA J. YOUCHAK
UNITED STATES MAGISTRATE JUDGE